

Senate File 2164 - Introduced

SENATE FILE 2164
BY WEBSTER

A BILL FOR

- 1 An Act relating to the definition of public improvement.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 26.2, subsection 3, paragraph b,
2 subparagraph (5), Code 2026, is amended to read as follows:

3 (5) Construction, equipment, or repair or maintenance work
4 performed for a city utility under chapter 388 when such
5 work is performed by its employees, relates to an electric
6 generation or transmission project, or ~~when such work~~ relates
7 to existing utility infrastructure or establishing connections
8 to existing utility infrastructure. For purposes of this
9 subparagraph, *"utility infrastructure"* includes facilities used
10 for the storage, collection, disposal, treatment, generation,
11 transmission, or distribution of water, sewage, waste,
12 electricity, gas, or telecommunications service.

13 EXPLANATION

14 The inclusion of this explanation does not constitute agreement with
15 the explanation's substance by the members of the general assembly.

16 This bill revises the definition of "public improvement" for
17 purposes of Code chapter 26 (public construction bidding) to
18 exclude equipment. The bill also excludes from the definition
19 repair or maintenance work performed for a city utility when
20 the work is related to an electric generation or transmission
21 project.

22 By operation of law, the bill affects the term "public
23 improvement" as used in Code chapter 26A (guaranteed maximum
24 price contracts) and in Code sections 8.46 (lease-purchase
25 reporting); 260C.38 (community college lease-purchase contracts);
26 278.1 (school district lease-purchase contracts); 297.7
27 (construction, renovation, and repair of school buildings);
28 298.3 (school district levy revenue); 331.341 (county board of
29 supervisors contracts); 364.4 (city lease-purchase contracts);
30 and 384.20 (city finance accounts).